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ASUSTEK COMPUTER INC. AND
9 ASUS COMPUTER INTERNATIONAL

10
11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION
14

15 ASUSTEK COMPUTER INC. and ASUS
16 COMPUTER INTERNATIONAL,

17 Plaintiffs,

18 v.

19 RICOH COMPANY, LTD.,

20 Defendant.

CASE NO. C 07-01942-MHP

**DECLARATION OF MICHAEL N.
EDELMAN IN SUPPORT OF
PLAINTIFFS' MOTION TO DISMISS
DEFENDANT'S THIRD COUNTERCLAIM**

Date: October 29, 2007
Hearing: 2:00 p.m.
Courtroom: 15
The Honorable Marilyn H. Patel

21
22 I, Michael N. Edelman, declare as follows:

23 1. I am of counsel with the law firm of Paul, Hastings, Janofsky & Walker LLP,
24 counsel for plaintiffs ASUSTeK Computer Inc. and ASUS Computer International (collectively,
25 "Asustek") in the above-referenced matter. I have personal knowledge of the following facts and,
26 if called upon to do so, could and would testify competently thereto.
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2. Attached hereto as Exhibit A is a true and correct of an e-mail that I sent to J.C. Rozendaal, counsel for Ricoh, on September 20, 2007, explaining that Ricoh was estopped from asserting the '109 Patent in this case.

3. Attached hereto as Exhibit B is a true and correct copy of a letter dated September 27, 2007 from Mr. Rozendaal to me.

4. Attached hereto as Exhibit C is a true and correct copy of a letter dated September 28, 2007 which I sent to Mr. Rozendaal.

5. Attached hereto as Exhibit D is a true and correct copy of a letter dated October 1, 2007 from Mr. Rozendaal to me.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 1st day of October, 2007, at Palo Alto, California.

/s/Michael N. Edelman

Michael N. Edelman

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